



IAP15 Rec'd PCT/PTO 16 JUN 2006

Attorney Docket Number 58767.000011

Application Number 10/564,825

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/564,825 Confirmation No.: 3168
Applicant : Pierre-Etienne CHABRIER DE LASSAUNIERE
Filed : January 18, 2006
Title : USE OF BOTULINUM TOXIN FOR PRODUCING DRUG FOR
PREVENTING OR TREATING FINAL PHASE OF LUNG
TROUBLES
TC/Art Unit : *To Be Assigned*
Examiner: : *To Be Assigned*

Docket No. : 58767.000011
Customer No. : **21967**

MAIL STOP MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING
REQUIREMENTS UNDER 35 U.S.C. § 371 IN THE
UNITED STATES DESIGNATED/ELECTED OFFICE**

Sir,

Responsive to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (the "Notification"), mailed April 17, 2006 Applicant submits herewith an executed declaration of the inventor, along with a copy of the Notification of Missing Requirements.

A check in the amount of \$130.00 is attached to cover the late Declaration surcharge fee. No additional fees are believed necessary with this submission. However, the Commissioner is hereby authorized to charge such fees, or credit any overpayment, to Deposit Account No. **50-0206**.

06/21/2006 MKAYPAGH 00000101 10564825

01 FC:1617

130.00 OP

Conclusion

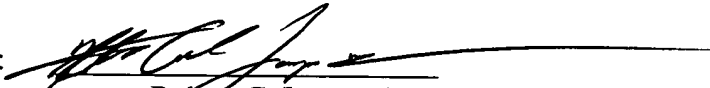
An indication of allowance of all claims is earnestly solicited. Early notification of a favorable consideration is respectfully requested.

Respectfully submitted,

HUNTON & WILLIAMS LLP

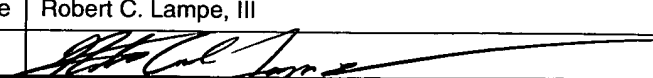
Dated: June 16, 2006

By:



Robert C. Lampe III
Registration No. 51,914

HUNTON & WILLIAMS LLP
1900 K Street, N.W.
Suite 1200
Washington, D.C. 20006-1109
Telephone: (202) 955-1500
Facsimile: (202) 778-2201

FEE TRANSMITTAL MAIL STOP MISSING PARTS			Complete If Known																																										
			Application No.		10/564,825																																								
			Filing Date		January 18, 2006																																								
			First Named Inventor		Pierre E. Chabrier de Lassauniere																																								
			Examiner Name		Not assigned																																								
Group Art Unit		Not assigned																																											
Total Amount Of Payment (\$)		130.00		Attorney Docket No.		58767.000011																																							
METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)																																									
1. <input type="checkbox"/> The Commissioner for Patents is hereby authorized to charge indicated fees and credit any over payments to Deposit Account No. 50-0206 in the name of Hunton & Williams LLP.				3. ADDITIONAL FEES <table style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">Fee Description</th> <th style="text-align: right;">Fee Paid</th> </tr> <tr> <td><input type="checkbox"/> Surcharge - late filing fee or oath</td> <td style="text-align: right;">\$ 130.00</td> </tr> <tr> <td><input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> _____ Month Extension of Time</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Notice of Appeal</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Filing Brief in Support of Appeal</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Request for Oral Hearing</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Utility Issue Fee (or Reissue) (including Publication Fee, if necessary)</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Design Issue Fee</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Plant Issue Fee</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petition to Commissioner</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petition to Revive (Unavoidable)</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petition to Revive (Unintentional)</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petitions Related to Provisional Applications</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Submission of Information Disclosure Statement</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Filing Submission After Final Rejection</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Recording Each Patent Assignment Per Property</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Filing Request for Reexamination</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Other (specify) _____</td> <td style="text-align: right;">\$</td> </tr> </table>				Fee Description	Fee Paid	<input type="checkbox"/> Surcharge - late filing fee or oath	\$ 130.00	<input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet	\$	<input type="checkbox"/> _____ Month Extension of Time	\$	<input type="checkbox"/> Notice of Appeal	\$	<input type="checkbox"/> Filing Brief in Support of Appeal	\$	<input type="checkbox"/> Request for Oral Hearing	\$	<input type="checkbox"/> Utility Issue Fee (or Reissue) (including Publication Fee, if necessary)	\$	<input type="checkbox"/> Design Issue Fee	\$	<input type="checkbox"/> Plant Issue Fee	\$	<input type="checkbox"/> Petition to Commissioner	\$	<input type="checkbox"/> Petition to Revive (Unavoidable)	\$	<input type="checkbox"/> Petition to Revive (Unintentional)	\$	<input type="checkbox"/> Petitions Related to Provisional Applications	\$	<input type="checkbox"/> Submission of Information Disclosure Statement	\$	<input type="checkbox"/> Filing Submission After Final Rejection	\$	<input type="checkbox"/> Recording Each Patent Assignment Per Property	\$	<input type="checkbox"/> Filing Request for Reexamination	\$	<input type="checkbox"/> Other (specify) _____	\$
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2. <input checked="" type="checkbox"/> Check Enclosed. The Commissioner for Patents is hereby authorized to charge any variance between the amount enclosed and the Patent Office charges to Deposit Account No. 50-0206 in the name of Hunton & Williams LLP, 1900 K Street, N.W., Suite 1200, Washington, D.C. 20006-1109.																																													
FEE CALCULATION																																													
1. BASIC FILING FEE <input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity				FEE PAID																																									
Utility Filing Fee				\$																																									
Design Filing Fee				\$																																									
Plant Filing Fee				\$																																									
Reissue Filing Fee				\$																																									
Provisional Filing Fee				\$																																									
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CLAIMS AS AMENDED																																													
For	Number Present	Highest Number Paid For	Extra	Rate		Amount																																							
				Large Entity	Small Entity																																								
TOTAL CLAIMS		20	0	x \$ 18.00	x \$ 9.00	\$ 0.00																																							
INDEPENDENT CLAIMS		3	0	x \$ 86.00	x \$ 43.00	\$ 0.00																																							
MULTIPLE DEPENDENT CLAIMS				\$ 290.00	\$ 145.00	\$ 0.00																																							
TOTAL EXTRA CLAIMS FEES						\$ 0.00																																							
SUBMITTED BY						Complete (if applicable)																																							
Typed or Printed Name		Robert C. Lampe, III			Registration No.		51,914																																						
Signature					Date		June 16, 2006																																						



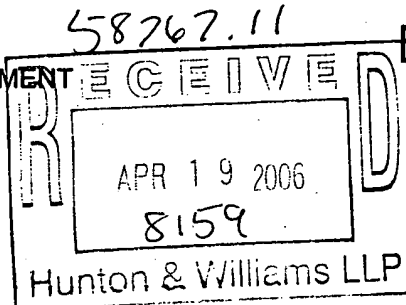
UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/564,825	FIRST NAMED APPLICANT Pierre E. C. De lassa Uniere	ATTY. DOCKET NO. 58767.000011
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INTERNATIONAL APPLICATION NO. PCT/FR04/01870

21967
HUNTON & WILLIAMS LLP
INTELLECTUAL PROPERTY DEPARTMENT
1900 K STREET, N.W.
SUITE 1200
WASHINGTON, DC 20006-1109



I.A. FILING DATE 07/16/2004	PRIORITY DATE 07/18/2003
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CONFIRMATION NO. 3168
371 FORMALITIES LETTER
OC000000018540701*

Date Mailed: 04/17/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/18/2006
- English Translation of the IA filed on 01/18/2006
- Copy of the International Search Report filed on 01/18/2006
- Preliminary Amendments filed on 01/18/2006
- U.S. Basic National Fees filed on 01/18/2006
- Priority Documents filed on 01/18/2006

4-19-06
Missing Parts

SECTION CODE	4-17-06
FILE DATE	6-17-06
DUE DATE	11-17-06
DEADLINE	RMS/RCL

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/564,825	PCT/FR04/01870	58767.000011